CLERK'S OFFICE U.S. DIST. COURT AT DANVILLE, VA

> for Roanoka OCT 2 6 2006

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JOHN F. CORGORAN, CLERK BY: M. HUP DEPUTY CLERK

MARK A. MCQUINN,)
Plaintiff,) Civil Action No. 7:06cv00584
v.) FINAL ORDER
GENE M. JOHNSON, et al.,	j
Defendants.) By: Hon. Jackson L. Kiser
) Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that this action is **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915A(b)(1); all other pending motions are hereby **DENIED** as **MOOT**; and this case is **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send certified copies of this Order and accompanying Memorandum Opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This 26th day of October, 2006.